

07/21/03  
17707 U.S. PTO

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**CERTIFICATE OF EXPRESS MAILING**

I hereby certify that this paper and the documents and/or fees referred to as attached therein are being deposited with the United States Postal Service on July 21, 2003 in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR §1.10, Mailing Label Number EV334022670US, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Ryan Eachus

*Ryan Eachus*

Attorney Docket No.:

KLA1P015AD2/P611A2

First Named Inventor: Lehman et al.

17410 U.S. PTO  
10/623953  
07/21/03

**UTILITY PATENT APPLICATION TRANSMITTAL (37 CFR. § 1.53(b))**  
(Continuation, Divisional or Continuation-in-part application)

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir: This is a request for filing a patent application under 37 CFR. § 1.53(b) in the name of inventors:  
**Kurt R. Lehman, Shing M. Lee, Walter Halmer Johnson III, and John Fielden**

For: **IN-SITU METALIZATION MONITORING USING EDDY CURRENT MEASUREMENTS  
DURING THE PROCESS FOR REMOVING THE FILM**

Assigned to : KLA-Tencor Corporation

This application is a ☐ Continuation ☒ Divisional ☐ Continuation-in-part  
of prior Application No.: 10/166,585, filed June 5, 2002 from which priority under 35 U.S.C. §120 is  
claimed, which is a divisional of U.S. Patent Application 09/633,198, filed August 7, 2000.

Application Elements:

☒ 28 Pages of Specification, Claims and Abstract

☒ 12 Sheets of formal Drawings

☒ Declaration

☐ Newly executed

☒ Copy from a prior application (37 CFR 1.63(d) for a continuation or divisional).  
The entire disclosure of the prior application from which a copy of the declaration is  
herein supplied is considered as being part of the disclosure of the accompanying  
application and is hereby incorporated by reference therein.

☐ Deletion of inventors Signed statement attached deleting inventor(s)  
named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

Accompanying Application Parts:

- ☒ Do not publish this application. Nonpublication Request is attached.
- ☒ Notice of Recordation (Copy from Parent Application)
- ☐ Power of Attorney
- ☐ 37 CFR 3.73(b) Statement by Assignee
- ☒ Information Disclosure Statement with Form PTO-1449 ☐ Copies of IDS Citations
- ☐ Preliminary Amendment (*New claims numbered after highest original claim in prior application.*)
- ☒ Return Receipt Postcard
- ☐ Other:

Claim For Foreign Priority

- ☐ Priority of \_\_\_\_\_ Application No. \_\_\_\_\_ filed on \_\_\_\_\_  
is claimed under 35 U.S.C. § 119.
- ☐ The certified copy has been filed in prior application U.S. Application No. \_\_\_\_\_
- ☐ The certified copy will follow.

Extension of Time for Prior Pending Application

- ☐ A Petition for Extension of Time is being concurrently filed in the prior pending application. A copy of the Petition for Extension of Time is attached.

Amendments

- ☐ Amend the specification by inserting before the first line the sentence: "This is a  
☐ Continuation ☐ Continuation-in-part ☒ Divisional  
application of co-pending prior  
☐ Application No. \_\_\_\_\_ filed on \_\_\_\_\_,  
☐ International Application \_\_\_\_\_ filed on \_\_\_\_\_ which  
designated the United States,  
the disclosure of which is incorporated herein by reference."
- ☐ Cancel in this application original claims \_\_\_\_\_ and \_\_\_\_\_ of the prior application  
before calculating the filing fee. (*At least one original independent claim must be retained.*)

Fee Calculation (37 CFR § 1.16)

☐ Applicant is entitled to Small Entity Status under 37 C.F.R. §1.27.

	(Col. 1) Total Claims		(Col. 2) Claims	(Col. 3) Present Extra	Rate	Additional Fee
TOTAL	6	MINUS	20	= 0	x 18 =	0.00
INDEP.	2	MINUS	3	= 0	x 84 =	0.00
[ ] First presentation of multiple dependent claim					\$280 =	
Basic Filing Fee under 37 C.F.R. §1.16(a)					\$750 =	750.00
TOTAL						
SMALL ENTITY 50% FILING FEE REDUCTION (if applicable)						750.00

☒ Check No. 7645 in the amount of \$750.00 is enclosed.

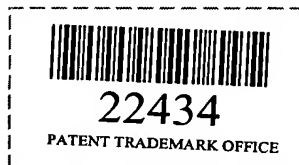
☒ The Commissioner is authorized to charge any fees beyond the amount enclosed which may be required, or to credit any overpayment, to Deposit Account No. 500388 (Order No. KLA1P015AD2).

General Authorization for Petition for Extension of Time (37 CFR §1.136)

☒ Applicants hereby make and generally authorize any Petitions for Extensions of Time as may be needed for any subsequent filings. The Commissioner is also authorized to charge any extension fees under 37 CFR §1.17 as may be needed to Deposit Account No. 500388 (Order No. KLA1P015AD2).

☒ Please send correspondence to the following address:

**Customer Number 022434**



Date: July 21, 2003

Haruo Yawata  
Haruo Yawata  
Limited Recognition under 37 CFR §10.9(b)

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re application of: Lehman et al.

Attorney Docket No.:

KLA1P015AD2/P611A2

Application No.: NEW

Examiner: UNASSIGNED

Filed: Herewith


Group: UNASSIGNED

Title: IN-SITU METALIZATION  
MONITORING USING EDDY CURRENT  
MEASUREMENTS DURING THE PROCESS  
FOR REMOVING THE FILM

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Ryan Eachus

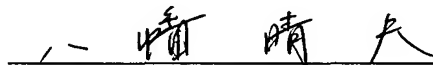
**NONPUBLICATION REQUEST AND CERTIFICATION  
(35 U.S.C. 122(b)(2)(B)(i))**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen (18) months after filing. I hereby request that the attached application **NOT** be published under 35 U.S.C. 122(b).

Date: July 21, 2003

  
Haruo Yawata

Limited Recognition under 37 CFR §10.9(b)

**NOTE:**

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application upon filing.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications, eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign of international application. Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).

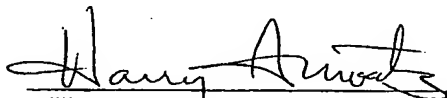
**BEFORE THE OFFICE OF ENROLLMENT AND DISCIPLINE  
UNITED STATE PATENT AND TRADEMARK OFFICE**

**LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)**

Mr. Haruo Yawata is hereby given limited recognition under 37 CFR §10.9(b) as an employee of Beyer Weaver & Thomas, LLP. to prepare and prosecute patent applications wherein the patent applicant is the client of Beyer Weaver & Thomas, LLP., and the attorney or agent of record in the applications is a registered practitioner who is a member of Beyer Weaver & Thomas, LLP. This limited recognition shall expire on the date appearing below, or when whichever of the following events first occurs prior to the date appearing below: (i) Mr. Haruo Yawata ceases to lawfully reside in the United States, (ii) Mr. Haruo Yawata's employment with Beyer Weaver & Thomas, LLP. ceases or is terminated, or (iii) Mr. Haruo Yawata ceases to remain or reside in the United States on an H-1B1 visa.

This document constitutes proof of such recognition. The original of this document is on file in the Office of Enrollment and Discipline of the U.S. Patent and Trademark Office.

**Expires: November 6, 2003**

A handwritten signature in cursive script, appearing to read "Harry Moatz", is written over a horizontal line.

Harry Moatz,  
Director of Enrollment and Discipline